

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-2(c)

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FHAC.241-4155.NF

In Re:

Albert Abreu
and Josephine S. Abreu aka Josephine P. Abreu



Order Filed on September 10,
2018 by Clerk U.S. Bankruptcy
Court District of New Jersey

Case No.: 15-15504-JKS

Adv. No.:

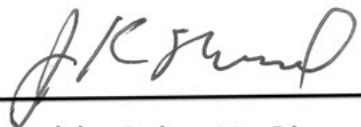
Hearing Date: 08/09/18

Judge: John K. Sherwood

CONSENT ORDER RE ADEQUATE PROTECTION

The relief set forth on the following pages, numbered two (2) through three (3) is hereby **ORDERED**.

**DATED: September 10,
2018**



Honorable John K. Sherwood
United States Bankruptcy Court

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Debtors: Albert and Josephine S. Abreu

Case No. 15-15504-JKS

Caption of Order: Consent Order Re Adequate Protection

1. Debtors shall maintain the regular monthly payments on Movant's loan obligation, and otherwise comply with all other terms of the subject Note and Mortgage, including, but not limited to, the requirement to maintain insurance naming Movant as the loss payee, encumbering the subject Property, generally described as 362 Central Avenue, East Rutherford, New Jersey 07073, in a timely fashion, commencing with the September 1, 2018 payment. Payments on Movant's loan obligation shall be made to Movant Carrington Mortgage Services, LLC, Bankruptcy Department, P.O. Box 3730, Anaheim, CA 92806.

2. Debtors shall pay off arrearages in the total amount of \$3,087.30, representing the monthly payment for August 2018 (\$2,556.30 each) plus attorneys' fees and costs of \$531.00. Said arrearages shall be paid in monthly installments of \$514.55 each, commencing September 15, 2018, and continuing on the 15th day of each month thereafter until February 15, 2019. Payments shall be made to Movant Carrington Mortgage Services, LLC, Bankruptcy Department, P.O. Box 3730, Anaheim, CA 92806.

3. In the event Debtor fails to timely and properly comply with the payments set forth in Paragraph 1 or 2 hereinabove, or any other terms of the subject Note and Mortgage including, but not limited to, the requirement to maintain insurance naming Movant as the loss payee, Movant may file and serve a Declaration Re Breach of Condition on Debtor and Debtor's counsel. Debtor shall have ten (10) days from the date of service of said Declaration within which to cure the existing breach. A cure of the breach shall include, but not be limited to, any late charges, costs and/or advances due pursuant to the Note. If Debtor fails to do so, then on the eleventh (11th) day, Movant shall serve and lodge a Declaration Re Non-Compliance along with a final Order for Relief from the Automatic Stay. Absent a showing that the required payments were timely tendered to and received by Movant, in good funds, the Court shall cause said Order to be entered. Upon the entry of said Order, the Automatic Stay in the above-entitled bankruptcy proceeding shall be immediately vacated and extinguished for all purposes as to Movant, allowing Movant to proceed with foreclosure of the subject Property, pursuant to applicable State law.

4. Any funds received by Movant, which are subsequently returned for non-sufficient funds, including funds received and applied prior to the terms of this Order, shall be subject to the default provisions contained herein.

5. Should Movant obtain relief from the automatic stay due to a breach of the terms of this Order, any Order for Relief from the Automatic Stay shall provide for the 14-day stay described by Bankruptcy Rule 4001(a)(3) to be waived.

6. A Notice of Fees, Expenses, and Charges pursuant to Bankruptcy Rule 3002.1(c) is not required for the fees and costs included and disclosed as part this Order.

7. In the event the instant bankruptcy proceeding is dismissed or discharged, this Consent Order shall be terminated and have no further force or effect.

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Debtors: Albert and Josephine S. Abreu

Case No. 15-15504-JKS

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The movant shall serve this order on the debtor, any trustee and any other party who entered an appearance on the motion.

By 

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By 

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Attorney for Debtors

CERTIFICATE OF MAILING

I hereby certify that on _____, 2018, a copy of the foregoing Order was served on each of the following: Movant.
